

ORIGINAL

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

EATON, MS.

-----X
Dr. George Pieczenik,

Plaintiff *Pro Se*

-- against --

TIAA-CREF, Mr. Beaver, Henry McKinnell
1 to 5 JANE DOES, 1 to 31 JOHN DOES,

Defendants.
-----X

(05-CIV-2193) (LTS) (DFE)

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 6/21/05
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STIPULATION AND ORDER

IT IS HEREBY STIPULATED AND AGREED that the above-captioned action is stayed and that there shall be no further proceedings in this action, including any pleadings, motions, discovery, hearings, conferences and communications from Dr. Pieczenik to defendants and/or their counsel regarding this action, until the full and final adjudication or complete settlement of both of the following actions involving Dr. Pieczenik:

- (1) *Pieczenik v. Pfizer, Inc.*, 04CV4558 (LAK) (RLE); and
- (2) Dr. Pieczenik's appeals from the Final Administrative Determination of Frederick J. Beaver, Director, State of New Jersey Department of the Treasury Division of Pensions and Benefits, dated May 9, 2005.

This Stipulation and Order is without prejudice to any defendant's right to assert any claim or defense in this action at a later date.

Dated: June 16, 2005
New York, New York

GEORGE PIECZENIK

By: George Pieczenik / RPF
Dr. George Pieczenik, *Pro Se*

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Steven Wolowitz (SW-9405)
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Attorneys for Defendant TIAA-CREF

PETER C. HARVEY,
ATTORNEY GENERAL OF NEW JERSEY

By: David Dembe / RPF
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Trenton, New Jersey 08625-0112
(609) 984-0318

*Attorneys for Defendant
Frederick J. Beaver*

SO ORDERED:

Dated: June 20, 2005

Douglas F. Eaton
The Honorable Douglas F. Eaton

h

Farley, Ryan P.

From: GPieczenik@aol.com

Sent: Wednesday, June 15, 2005 5:19 PM

To: Farley, Ryan P.

Subject: Re: Pieczenik v. TIAA-CREF, et al. -- Proposed Stipulation

Dear Mr. Farley,
I hereby authorize you to sign the stipulation on my behalf. Thank you for your work.
Best,
Dr. Pieczenik

6/16/2005

Farley, Ryan P.

From: David Dembe [David.Dembe@law.dol.lps.state.nj.us]
Sent: Wednesday, June 15, 2005 2:50 PM
To: GPieczenik@aol.com; Farley, Ryan P.
Cc: Wolowitz, Steven
Subject: Re: Pieczenik v. TIAA-CREF, et al. -- Proposed Stipulation

You have my proxy to sign. Please let me know if hard copy will be needed.

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ATTORNEY-CLIENT PRIVILEGE
ATTORNEY WORK PRODUCT

>>> "Farley, Ryan P." <RFarley@mayerbrownrowe.com> 6/15/2005 2:15:40 PM
>>>
Dr. Pieczenik & Mr. Dembe:

As per Judge Eaton's suggestion, attached is a proposed stipulation and order that is consistent with what was discussed on Monday.

If the proposed stipulation is acceptable, you may authorize me to sign it on your behalf. I will then send it to Judge Eaton and distribute executed copies of the stipulation to each of you.

Note that McKinnell is not a party to this stipulation yet. I understand from Mr. Trainor that he has not yet retained counsel for this matter.

rpf

<<Scan001.PDF>>

Ryan P. Farley
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New York, New York 10019
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fax: 212-849-5562

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